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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

IN RE: UBER TECHNOLOGIES, INC.,
PASSENGER SEXUAL ASSAULT
LITIGATION

This Document Relates to:

ALL ACTIONS

Case No. 3:23-md-03084-CRB (LJC)

**DEFENDANTS' ADMINISTRATIVE
MOTION TO SEAL PERSONAL
IDENTIFYING INFORMATION
CONTAINED IN DEFENDANTS' REPLY IN
SUPPORT OF MOTION FOR ENTRY OF
SECOND RECEIPTS ORDER AND
ACCOMPANYING DOCUMENTS**

Judge: Hon. Charles R. Breyer
Courtroom: 6 – 17th Floor

DEFENDANTS' STATEMENT IN SUPPORT OF SEALING CONFIDENTIAL MATERIALS

Under Local Rules 7-11 and 79-5, Defendants Uber Technologies, Inc., Rasier, LLC, and Rasier-CA, LLC ("Uber" or "Defendants") hereby move this Court for an order to seal the personal identifying information ("PII") contained in their Reply in Support of Motion for Entry of an Order to Show Cause Why 6 Plaintiffs Who Have Submitted Non-Bona Fide Receipts Should Not Be Dismissed with Prejudice, including all attached exhibits and declarations (altogether, the "Reply"). The Reply contains PII from materials produced by both Uber and one Plaintiff. The Reply is attached as Exhibit A, filed concurrently to this Administrative Motion.

A party seeking to seal a judicial record bears the burden of establishing that "compelling reasons" support that request. *Kamakana v. City & Cnty. of Honolulu*, 447 F.3d 1172, 1178–79 (9th Cir. 2006). Specifically, that party must "articulate[] compelling reasons supported by specific factual findings ... that outweigh the general history of access and the public policies favoring disclosure [of court records], such as the 'public interest in understanding the judicial process.'" *Id.* (quoting *Foltz v. State Farm Mut. Auto. Ins. Co.*, 331 F.3d 1122, 1135 (9th Cir. 2003)). "In turn, the [C]ourt must 'conscientiously balance[] the competing interests' of the public and the party who seeks to keep certain judicial records secret." *Id.* at 1179 (quoting *Foltz*, 331 F.3d at 1135).

Assessment of the public and private interests implicated here warrant sealing this information. Local Rule 79-5(c)(1)(i). Uber in particular seeks to seal the names of a Plaintiff and one other individual contained throughout the Reply, as well as home and other addresses,¹ contact information such as phone numbers and email addresses, financial information such as credit card number, and information including a Plaintiff's birth date. Courts have found that such information "is sealable under the compelling reasons standard." *See, e.g., Kumandan v. Google LLC*, No. 19-cv-04286-BLF, 2022 WL 17971633, at *1 (N.D. Cal. Nov. 17, 2022). That is because such information is "not relevant to any of the issues in this litigation, nor would the public have any real interest in its disclosure." *O'Connor v. Uber Techs., Inc.*, No. C-13-

¹ Uber proposes redacting all addresses, because Uber is not able to assess which addresses are potentially personally identifying.

1 3826 EMC, 2015 WL 355496, at *3 (N.D. Cal. Jan. 27, 2015). On the other hand, the public disclosure
2 of the PII contained within the Reply could cause significant and avoidable harm or embarrassment to the
3 affected individuals. Moreover, no less restrictive alternative to sealing the PII in the Reply is sufficient.
4 Local Rule 79-5(c)(1)(iii). Uber’s request is narrowly tailored to seal only the PII while ensuring that the
5 public retains access to the rest of the Reply. This Court may therefore “appropriately balance[]” the
6 privacy interests of the affected individuals with the public’s right to access by allowing redaction of all
7 such PII in the Motion. *O’Connor*, 2015 WL 355496, at *2.

8 CONCLUSION

9 For the foregoing reasons, Uber respectfully requests this Court grant this Administrative Motion
10 to seal the personal identifying information, specifically the names, addresses, financial information,
11 contact information, and birth date information, contained in the Reply.

DATED: September 18, 2025

Respectfully submitted,

/s/ Laura Vartain Horn

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CERTIFICATE OF SERVICE

I hereby certify that on September 18, 2025, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system, which will automatically send notification of the filing to all counsel of record.

By: /s/ Laura Vartain Horn
Laura Vartain Horn